

California Department of Insurance

Fraud Division

February 2010 Workers' Compensation Fraud Convictions

Effective January 01, 2005, Assembly Bill 2866 (Frommer) enacted Insurance Code Section 1871.9 requiring the posting of all workers' compensation fraud convictions to the CDI website.

Per section 1871.9, the department shall post all of the following information on its Internet Web site for each person, as defined in Section 19, convicted of a violation of this article (1871.4), Section 11760 or 11880, Section 3700.5 of the Labor Code or Section 487 or 550 of the Penal Code, if the violation involved workers' compensation insurance, services or benefits:

- The name, case number, county or court and other identifying information with respect to the case.
- The full name of the defendant.
- The city and county of the defendant's last known residence or business address.
- The date of conviction.
- A description of the offense.
- The amount of money alleged to have been defrauded.
- A description of the punishment imposed, including the length of any sentence of imprisonment and the amount of any fine imposed.

The information required to be posted under this section shall be maintained on the department Web site for a period of five years from the date of conviction or until the department is notified in writing by the person that the conviction has been reversed or expunged.

Note: If new documentation has been received that in any way affects the conviction information contained herein, please forward that documentation with an explanation to:

Bureau Chief, Workers' Compensation Program
9342 Tech Center Drive, Suite 100
Sacramento, CA 95826

A determination to make any changes will be made within sixty (60) days of receipt of the information.

February 2010 Workers' Compensation Fraud Convictions

CDI Case Name: Nurse Connection, Inc.

CDI Case Number: 08CW016438

County: Los Angeles

Defendant: Joseph Baiden

City/County of Residence: Diamond Bar/Los Angeles

Conviction Date: 02/25/10

Offense: 1 Count of IC 11880(a) (Premium Fraud)

Amount Allegedly Defrauded: \$1,380,000

Sentence: 5 Years State Prison (Suspended), 90 Days County Jail, 5 Years Formal Probation, \$1,380,000 Restitution (Paid), \$200 Civil Fine (Suspended), \$110,000 Criminal Fine (Early termination of Probation after 3 Years if \$110,000 had been paid to DOI)

CDI Case Number: 09BW003085

County: Alameda

Defendant: Aldredia Bosley

City/County of Residence: Fremont/Alameda

Conviction Date: 02/23/10

Offense: 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation) (Misdemeanor)

Amount Allegedly Defrauded: \$9,000

Sentence: 1 Day County Jail, 3 Years Court Probation, \$9,000 Restitution (Paid In Full), \$100 Civil Fine, \$1,000 Criminal Fine

Case Number: F09902877

County: Fresno

Defendant: Regina R. Chavez

City/County of Residence: Visalia/Tulare

Conviction Date: 02/18/10

Offense: 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation) (Misdemeanor)

Amount Allegedly Defrauded: \$4,200

Sentence: 250 Hours Community Service, \$4,200 Restitution

Case Number: 62-096114

County: Placer

Defendant: James Claude Fator

City/County of Residence: Meadow Vista/Placer

Conviction Date: 02/09/10

Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

Amount Allegedly Defrauded: N/A

Sentence: 1 Year Conditional Probation, \$100 Civil Fine, \$600 = Base Criminal Fine, (Total Fine Not to Total More Than \$2,500)

CDI Case Number: 08BW004641

County: Alameda

Defendant: Regina Marie Homon

City/County of Residence: Union City/Alameda

Conviction Date: 02/19/10

Offense: 1 Count of PC 550(b)(2) (False Statement)

Amount Allegedly Defrauded: \$15,202.99

Sentence: 90 Days County Jail, 5 Years Formal Probation, \$15,202.99 Restitution, \$200 Civil Fine, \$1,000 Criminal Fine

CDI Case Number: 09CW006600

County: Los Angeles

Defendant: Richard Lewis Johnson

City/County of Residence: Long Beach/Los Angeles

Conviction Date: 02/04/10

Offense: 1 Count of PC 487(a) (Grand Theft) (Misdemeanor)

Amount Allegedly Defrauded: TBD

Sentence: 100 Hours Cal Trans or 200 Hours Community Service, 3 Years Summary Probation, \$200 Civil Fine

Case Number: TCM221200A

County: Tulare

Defendant: Oscar Rodriguez Leal, Sr.

City/County of Residence: Tulare/Tulare

Conviction Date: 02/09/10

Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

Amount Allegedly Defrauded: N/A

Sentence: 36 Months Summary Probation, \$15,000 Criminal Fine (\$14,250 Suspended)

CDI Case Number: 06HW012491

County: San Bernardino

Defendant: Betty Aguilar Pioquinto (AKA Betty Defeveraguilar)

City/County of Residence: Riverside/Riverside

Conviction Date: 02/18/10

Offense: 1 Count of IC 1871.4(a)(2) (False or Misleading Statement in Support of Claim)

Amount Allegedly Defrauded: \$50,000

Sentence: 60 Months Supervised Probation, \$50,000 Restitution, \$400 Civil Fine

CDI Case Name: Operation Big Fish

CDI Case Number: 04CW013519

County: Los Angeles

Defendant: Premier Medical Mgmt Systems, Inc., (David Wayne Fish and Birger Greg Bacino)

City/County of Business: Los Angeles/Los Angeles

Conviction Date: 02/19/10

Offense: 1 Count of IC 1871.4(a)(2) (False or Misleading Statement in Support of Claim); 1 Count of RT 19705(a) (Tax Evasion)

Amount Allegedly Defrauded: \$1,140,000

Sentence: 3 Years Formal Probation, Premier is ordered to pay \$600,000 to the State of California Franchise Tax Board for their cost of Investigation, taxes owed, penalties and interest for tax fraud. Said amount is divided between the defendants as depicted in the plea agreement, (\$390,000 for Defendant Fish and \$210,000 for Defendant Bacino). Pay \$750,000 to Department of Insurance for their costs of Investigation

Case Number: F09905076

CDI Number: 09FW007710

County: Fresno

Defendant: Simon Solis

City/County of Residence: Fresno/Fresno

Conviction Date: 02/03/10

Offense: 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation)

Amount Allegedly Defrauded: \$20,000

Sentence: 4 Days County Jail, 250 Hours Community Service, 5 Years Formal Probation, \$20,000 Restitution, \$200 Civil Fine